

1 S.84

2 Senators Bray and Mazza move that the bill be amended by striking out all  
3 after the enacting clause and inserting in lieu thereof the following:

4 \* \* \* Motor Vehicles Subject to the Emissions Inspection \* \* \*

5 Sec. 1. 23 V.S.A. § 1222(a) is amended to read:

6 (a) Except for school buses, which shall be inspected as prescribed in  
7 section 1282 of this title, and motor buses as defined in subdivision 4(17) of  
8 this title, which shall be inspected twice during the calendar year at six-month  
9 intervals, all motor vehicles registered in this State shall ~~be inspected~~ undergo  
10 a safety and visual emissions inspection once each year and all motor vehicles  
11 that are registered in this State and are 15 model years old or less shall undergo  
12 an on board diagnostic (OBD) systems inspection once each year as applicable.  
13 Any motor vehicle, trailer, or semi-trailer not currently inspected in this State  
14 shall be inspected within 15 days following the date of its registration in the  
15 State of Vermont.

16 \* \* \* Rulemaking and Implementation \* \* \*

17 Sec. 2. RULEMAKING

18 (a) Within six months after the effective date of this section, the  
19 Commissioner of Motor Vehicles, in consultation with the Agency of Natural  
20 Resources, shall file with the Secretary of State a proposed amended rule  
21 governing vehicle inspections in this State (Periodic Inspection Manual) that is

1 consistent with federal law, including 40 C.F.R. part 51, subpart S,  
2 **[DELETED establishes a goal of a waiver rate of less than three percent,]**  
3 and only requires an on board diagnostic (OBD) systems inspection once each  
4 year, as applicable, for motor vehicles registered in this State that are 15 model  
5 years old or less.

6 Sec. 3. IMMEDIATE IMPLEMENTATION

7 (a) Notwithstanding 10 V.S.A. § 567(a), as soon as practicable after the  
8 effective date of this section, the Commissioner of Motor Vehicles shall update  
9 the content of inspections conducted through the Automated Vehicle  
10 Inspection Program to exclude any requirements of the Periodic Inspection  
11 Manual that are inconsistent with the amendments to 23 V.S.A. § 1222 in Sec.  
12 1 of this act, with the effect that no motor vehicle that is more than 15 model  
13 years old will be required to undergo an on board diagnostic (OBD) systems  
14 inspection.

15 (b) In the event that the Commissioner cannot update the content of  
16 inspections conducted through the Automated Vehicle Inspection Program in  
17 accordance with subsection (a) of this section within 45 days after the effective  
18 date of this section, the Commissioner shall, within 45 days after the effective  
19 date of this section, develop and implement a temporary work-around to ensure  
20 that no motor vehicle that is more than 15 model years old will be required to  
21 undergo an OBD systems inspection.

1                                   \* \* \* Inspections Required After the Adoption  
2                                   of a New Periodic Inspection Manual \* \* \*

3       Sec. 4. 23 V.S.A. § 1222(a) is amended to read:

4           (a) Except for school buses, which shall be inspected as prescribed in  
5       section 1282 of this title, and motor buses as defined in subdivision 4(17) of  
6       this title, which shall be inspected twice during the calendar year at six-month  
7       intervals, all motor vehicles registered in this State shall ~~undergo a safety and~~  
8       ~~visual emissions inspection~~ be inspected once each year ~~and all motor vehicles~~  
9       ~~that are registered in this State and are 15 model years old or less shall undergo~~  
10       ~~an on-board diagnostic (OBD) systems inspection once each year as applicable.~~  
11       Any motor vehicle, trailer, or semi-trailer not currently inspected in this State  
12       shall be inspected within 15 days following the date of its registration in the  
13       State of Vermont.

14                                   \* \* \* Effective Dates \* \* \*

15       Sec. 5. EFFECTIVE DATES

16           (a) This section and Secs. 2 (rulemaking) and 3 (implementation) shall take  
17       effect on passage.

18           (b) Sec. 1 (inspection program) shall take effect 45 days after passage.

19           (c) Sec. 4 (inspection program) shall take effect 30 days after the later of:

20                   (1) the adoption of the rule governing vehicle inspections in this State  
21       (Periodic Inspection Manual) in conformance with Sec. 2 of this act; or

1           (2) the approval of the State’s state implementation plan addressing its  
2           inspection and maintenance (I/M) program by the Environmental Protection  
3           Agency.